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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

JUN - 1 2005

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DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF
UNITED AMERICAN TECHNOLOGY, INC. FOR
CANCELLATION OF ESTABLISHED
PERFORMANCE BOND.

DOCKET NO. T-04261A-05-0169

DECISION NO. 67884

ORDER

Open Meeting
May 24 and 25, 2005
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

1. Pursuant to Decision No. 67578 (February 15, 2005), United American Technology, Inc. ("UAT") was granted a Certificate of Convenience and Necessity ("Certificate") to provide resold interexchange telecommunications services in the State of Arizona.

2. Based upon UAT's tariff, which provided that advances, prepayments or deposits would be collected, Decision No. 67578 required UAT to procure a performance bond in the amount of \$10,000.

3. On March 9, 2005, UAT filed a Request for Cancellation of Established Performance Bond ("Request") as established in Decision No. 67578 based upon UAT's indication that it will not collect advances, prepayments or deposits from its Arizona customers and that its tariff has been so amended.

4. On April 25, 2005, the Commission's Utilities Division Staff ("Staff") filed a Staff Report recommending approval of UAT's Request and cancellation of the performance bond requirement.

5. Staff recommended, however, that UAT should be required to file an application with

1 the Commission for approval should UAT seek to collect an advance, prepayment or deposit from its
2 resold interexchange customers at some point in the future. Staff further indicated that such
3 application must reference the Decision in this docket and must explain UAT's plan for procuring a
4 performance bond.

5 6. Staff indicated that UAT has never collected advances, prepayments or deposits from
6 its resold long distance customers such that there is no risk that such funds would be lost should UAT
7 fail to provide service.

8 7. Staff further indicated that it does not believe the continued maintenance of a
9 performance bond to be necessary in this case.

10 8. No Arizona customers will be affected by the requested cancellation.

11 **CONCLUSIONS OF LAW**

12 1. Applicant is a public service corporation within the meaning of Article XV of the
13 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

14 2. The Commission has jurisdiction over Applicant and the subject matter of the
15 application.

16 3. The cancellation of Applicant's performance bond is in the public interest.

17 4. Staff's recommendations in Findings of Fact Nos. 4 and 5 are reasonable and should
18 be adopted.

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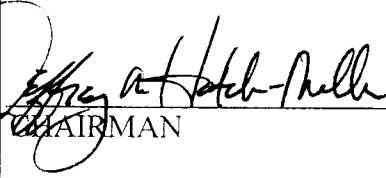
ORDER

IT IS THEREFORE ORDERED that United American Technology's performance bond requirement, as set forth in Decision No. 67578, shall be, and is hereby, cancelled.

IT IS FURTHER ORDERED that United American Technology shall be required to file an application with the Commission for approval should it seek to collect an advance, prepayment or deposit from its resold interexchange customers at some point in the future.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.


CHAIRMAN

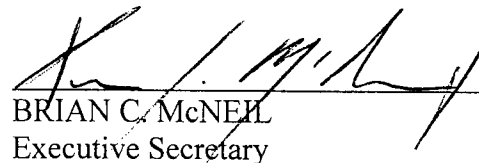

COMMISSIONER


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COMMISSIONER

IN WITNESS WHEREOF, I BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 1st day of June, 2005.


BRIAN C. McNEIL
Executive Secretary

DISSENT _____

DISSENT _____

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SERVICE LIST FOR:

UNITED AMERICAN TECHNOLOGY, INC.

DOCKET NO.:

T-04261A-05-0169

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